

Commission Meeting

2004-04-28 10:15:00.0

(or immediately following the Bay Area Toll Authority meeting, whichever occurs later)
This agenda was updated 2005-05-23 17:31:11.0. It is accurate to the best of our knowledge at that time.

For assistance, please contact Rosy Leyva, rleyva@mtc.ca.gov, 510.817.5775

This meeting will be [audiocast](#) on the MTC Web site during the meeting, and an [audio file](#) will be available for approximately one month after the meeting date.

Roll Call

1.

Action: Confirm Quorum***

Chair's Report

2. Presented by: Kinsey

Action: Information

Executive Director's Report

3. Presented by: Heminger

Action: Information

Consent Calendar

4.

Action: Approval

Commission Meeting Minutes ? March 24, 2004*

- [4 Comm.Min-March.04.doc](#)

Administration Committee

Resolution No. 1058, Revised ? Commission's Procedures, Travel Reimbursement Claims for Citizens Advisory Committees.*

?

- [Abstract.doc](#)

- [Append-D.doc](#)

**Resolution No. 3613 ? FY 2003-04 Disadvantaged Business Enterprise Program
? Overall Goal and Goal Setting Methodology, Final Report.***

• [tmp-3613.doc](#)

Legislation Committee

**Resolution No. 3516, Revised ? Advisory Committees. Proposed appointments
? to MTC?s Advisory Committees.***

• [tmp-3516.doc](#)

Programming and Allocations Committee

**Resolution No. 875, Revised ? Modification of TDA Article 3 allocation
procedures to take into account delegated authority to the Executive Director
? by Resolution No. 3620 for approval of allocations and rescissions of TDA funds
under certain conditions.***

• [tmp-0875.doc](#)

**Resolution No. 3018, Revised ? Request to allocate \$1.2 million in STP Exchange Funds
? to the TransLink® capital budget.***

• [tmp-3018.doc](#)

**Resolution No. 3545, Revised and 3431, Revised ? City of Suisun?s request to
rescind \$266,668 FY 01-02 TDA Article 8 funding to three streets and roads
projects and the allocation of FY 03-04 TDA Article 8 funding \$720,668 to
Suisun City?s FY 04 street overlay program.***

? • [tmp-3431.doc](#)

• [TMP-3431.xls](#)

• [TMP-3545.doc](#)

• [TMP-3545.xls](#)

**Resolution No. 3551, Revised ? Napa County Transportation Planning Agency?s
(NCTPA?s) request to rescind \$97,845 TDA Article 8 funding from its transit
operating budget and allocation of the same amount to its planning and administration
? budget.***

• [TMP-3551.doc](#)

• [TMP-3551.xls](#)

**Resolution No. 3617, Revised ? Addition of 5 projects to FY 2003-04
? Productivity Improvement Program (PIP).***

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- [tmp-3617.doc](#)

Resolution No. 3624 ? FY 2004-05 Federal Transit Administration (FTA) Section 5310 regional priorities.*

- [tmp-3624.doc](#)

Draft MTC Standing Committee Minutes

Draft Committee minutes are not presented for discussion; they are provided as background information for items that will be taken up by the full Commission. The respective committees at their next regular meeting will approve the minutes.

Planning & Operations Committee Meeting Draft Minutes ? April 9, 2004.*

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- [4 Draft_POC.April.04.Minutes.doc](#)

Legislation Committee Meeting Draft Minutes ? April 9, 2004.*

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- [4 Draft_Leg.MinutesApr.04.doc](#)

Administration Committee Meeting Draft Minutes ? April 14, 2004.*

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- [2 A&O minutes April 04.doc](#)

Programming & Allocations Committee Meeting Draft Minutes ? April 14, 2004.*

?

- [Apr04mins.doc](#)

Draft MTC Advisory Committee Minutes

Draft Advisory Committee minutes are presented for Commission information only.

Elderly and Disabled Advisory Committee Meeting Draft Minutes ? April 1, 2004.*

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- [4 Draft_EDAC.April.04.minutes.doc](#)

Minority Citizens Advisory Committee Meeting Draft Minutes ? April 13, 2004.*

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- [4 Draft_MCAC,April.04.Minutes.doc](#)

Committee Reports

Planning and Operations Committee

5.

Presented by: Spering

Resolution No. 3618 ? Transportation for Livable Communities (TLC): Program Guidelines.*

a)

The application and evaluation procedures for the planning, capital and Housing Incentive Programs have been revised based upon the findings from the TLC

program evaluation, feedback from a task force of CMAs and Advisory Council representatives, and input from other stakeholders.

Action: Approval

- [tmp-3618.doc](#)

Resolution No. 3623 ? San Mateo County Transportation Authority?s Proposed Expenditure Plan for Reauthorization of Measure A.*

Under current legislation, MTC reviews certain county sales tax proposals relative to
b) *specified planning and financial criteria prior to the measure being placed on the ballot.*

Action: Approval

- [tmp-3623.doc](#)

Programming and Allocations Committee

6.

Presented by: Haggerty

Resolution No. 2451, Revised ? BART?s request for approval of the annual increment of Federal New Starts funding totaling \$98,417,890 (federal) for the SFO Extension.*

BART is requesting approval of the annual increment of federal New Starts funding for the
a) *SFO Extension.*

Action: Approval

- [tmp-2451.doc](#)

Resolution No. 3612 ? 2004 Regional Transportation Improvement Program (RTIP).*

The 2004 RTIP is MTC?s proposal for spending regional funding available as part of the 2004 State Transportation Improvement Program (STIP). Due to the State?s budget situation and its effect on the State Highway Account, the draft 2004 RTIP, totaling approximately \$625 million, consists of the re-spreading of existing
b) *projects in the 2002 STIP into later years of the 2004 STIP (state fiscal years 2004-05 through 2008-09) and the backfilling of various STIP projects with regional STP/CMAQ funding.*

Action: Approval

- [tmp-3612.doc](#)

- [tmp-3612_attach-1_project_list.pdf](#)

Regional Bicycle/Pedestrian Program Programming Policies.

- c) *Staff will present its Committee report on this item directly to the Commission. This item is a proposal for Regional Bicycle and Pedestrian Program administration, including crediting alternatives and STP/CMAQ Cycle 2 and 3 funding amounts. The written staff report to the Committee is included for the Commission's review.*

Action: Approval

Resolution Nos. 3615 and 3625 ? Second Cycle Surface Transportation Program/Congestion Management Air Quality/ Transportation Enhancement (STP/CMAQ/TE) programming policies. Partial adoption of Federal FY 2005-06 and FY 2006-07 program for anticipated STP, CMAQ and TE revenues from TEA 21 Reauthorization.*

- d) *Staff will present its Committee report on this item directly to the Commission. The Transportation 2030 Phase 1 decisions has set the framework for the development of the Second Cycle program of federal discretionary STP/CMAQ/TE funds. This action would adopt policy on the programming of Second Cycle STP/CMAQ/TE funds and program certain STIP projects under the STIP Backfill proposal. The written staff report to the Committee is included for the Commission's review.*

Action: Approval

- [tmp-3615 attch-C of memo to PAC.xls](#)
- [tmp-3615 Attach-A.doc](#)
- [tmp-3625.doc](#)
- [tmp-3625 attch-A.xls](#)
- [tmp 3615.doc](#)

Legislation Committee

7.

Presented by: Beall

AB 2683 (Lieber) ? Smog Check: Elimination of Rolling Exemption.*

- a) **Action:** Approval

Recommended position: Support

AB 2628 (Pavley) ? Hybrid Vehicles Access to HOV Lanes.*

- b) **Action:** Approval

Recommended position: Seek Amendments

AB 2737 (Dutra) ? Public Agency Liability.*

Action: Approval

c)

Recommended position: Support

• [7_Leg.Cmte.Recommends.doc](#)

8. Public Comment

Closed Session:

The Commission will meet in closed session pursuant to Government Code Section 54956.9(a) to confer with counsel regarding the following existing litigation: (1)

- 9.** *Bayview Hunters Point Community Advocates et al., MTC et al., U.S. Court of Appeals for the Ninth Circuit No. 17352, U.S. Court of Dist. Ct. N. Dist., S.F./Oakland Div. Case No. C-01-0750 (TEH); and (2) Communities for a Better Environment et al., v. Bay Area Air Quality Management District, et al., Cal Court of Appeals First App. Division, Case No. A104179, Div. 1, Cal. Sup. Ct., S.F. Case No. Civil No. 323849.*

Reconvene in Open Session ? Report ? Proposed Action

10.

Action: Approval

11. Adjournment/Next Meeting

Next meeting

2004-05-26 10:00:00.0

Joseph P. Bort MetroCenter

Lawrence D. Dahms Auditorium

101 Eighth Street

Oakland, California

* Attachment to Commission members and other officials. (Copies available at meeting).

** All items on the agenda are subject to action and/or change by the Commission.

*** A quorum of this commission shall be a majority of its regular non-ex-officio voting members (9).

Public Comment: The public is encouraged to comment on agenda items at committee meetings by completing a request-to-speak card (available from staff) and passing it to the committee secretary or chairperson. Public comment may be limited by any of the procedures set forth in

Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

Record of Meeting: MTC meetings are tape-recorded. Copies of recordings are available at nominal charge, or recordings may be listened to at MTC offices by appointment.

Sign Language Interpreter or Reader: If requested three (3) working days in advance, sign language interpreter or reader will be provided; for information on getting written materials in alternate formats call 510/464-7787.

Transit Access to the MetroCenter: BART to Lake Merritt Station. AC Transit buses: #11 from Piedmont or Montclair; #59 or #59A from Montclair; #62 from East or West Oakland; #35X from Alameda; #36X from Hayward.

Parking at the MetroCenter: Metered parking is available on the street. No public parking is provided at the MetroCenter. Spaces reserved for Commissioners are for the use of their sticker vehicles only; all other vehicles will be towed away.